

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

SMARTMATIC USA CORP.,
SMARTMATIC INTERNATIONAL
HOLDING B.V., and SGO
CORPORATION LIMITED,

Plaintiffs,

v.

MICHAEL J. LINDELL and MY
PILLOW, INC.,

Defendants.

Case No. 22-cv-0098-JMB-JFD

**JOINT MOTION TO EXTEND DISPOSITIVE MOTION BRIEFING
DEADLINES**

Plaintiffs Smartmatic USA Corporation, Smartmatic International Holding B.V. and SGO Corporation Limited (“Smartmatic” or “Plaintiffs”) and Defendants Michael J. Lindell and My Pillow, Inc. (“MyPillow” and, collectively with Smartmatic, the “Parties”) respectively seek an order adjusting certain dispositive motion briefing deadlines as follows:

- The deadline to file responses to dispositive motions (including motions for summary judgment and *Daubert* motions) which were filed on November 13, 2024 to be extended from December 4, 2024 to December 13, 2024.
- The deadline to file replies in support of dispositive motions to be extended from December 18, 2024 to December 27, 2024.

Good cause exists to support the above requested amendments to this Court's operative Order on Stipulation to Extend Dispositive Motion Deadline (ECF No. 364). The Parties are currently briefing responses to two motions for summary judgment (ECF Nos. 388 and 435) and five *Daubert* motions (ECF Nos. 398, 414, 407, 421, and 428). The Parties have conferred and agree that they would each benefit from additional time to fully respond to the pending motions in light of the volume of exhibits and arguments to be addressed. The Parties do not request any other modification to the Third Amendment Trial Notice and Final Pretrial Order at this time. Nor do the Parties request an adjustment to the as-scheduled hearing on the pending dispositive motions, which is set for January 28, 2025.

Dated: December 3, 2024

Respectfully submitted,

/s/ J. Erik Connolly

Christopher K. Larus

Minnesota Bar No. 0226828

CLarus@robinskaplan.com

William E. Manske

Minnesota Bar No. 0392348

WManske@robinskaplan.com

Emily J. Tremblay

Minnesota Bar No. 0395003

ETremblay@robinskaplan.com

ROBINS KAPLAN LLP

800 LaSalle Avenue, Suite 2800

Minneapolis, MN 55402

Telephone: (612) 349-8500

J. Erik Connolly (admitted *pro hac vice*)

EConnolly@beneschlaw.com

Illinois ARDC No. 6269558

Nicole E. Wrigley (admitted *pro hac vice*)

NWrigley@beneschlaw.com

Illinois ARDC No. 6278749

Timothy M. Frey (admitted *pro hac vice*)

TFrey@beneschlaw.com
Illinois ARDC No. 6303335
Julie M. Loftus (admitted *pro hac vice*)
JLoftus@beneschlaw.com
Illinois ARDC No. 6332174
**BENESCH, FRIEDLANDER, COPLAN &
ARONOFF LLP**
71 South Wacker Drive, Suite 1600
Chicago, IL 60606
Telephone: (312) 212-4949

James R. Bedell (admitted *pro hac vice*)
JBedell@beneschlaw.com
Ohio Bar No. 97921
**BENESCH, FRIEDLANDER, COPLAN &
ARONOFF LLP**
127 Public Square, Suite 4900
Cleveland, OH 44114
Telephone: (216) 363-4500

Attorneys for the Plaintiffs

/s/ Christopher I. Kachouroff

Christopher I. Kachouroff
Chris@mck-lawyers.com
VA 44216
**MCSWEENY, CYNKAR & KACHOUROFF
PLLC**
13649 Office Place, Suite 101
Woodbridge, Virginia 22192

Attorney for Defendants